

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
ANDERSON LOOKKIN,  
Derivatively on Behalf of  
Nominal Defendant CIT GROUP INC.,

Plaintiff,

JEFFREY M. PEEK, GARY C. BUTLER, WILLIAM M.  
FREEMAN, SUSAN M. LYNE, MARIANNE MILLER  
PARRS, ESTATE OF JAMES S. McDONALD,  
TIMOTHY M. RING, JOHN R. RYAN, SEYMOUR  
STERNBERG, PETER J. TOBIN, LOIS M. VAN  
DEUSEN, WILLIAM J. TAYLOR, THOMAS B.  
HALLMAN, LAWRENCE A. MARSIELLO, and  
JOSEPH M. LEONE,

Defendants,

and

CIT GROUP INC.,

Nominal Defendant.  
-----X

08-CV-7803 (BSJ)

ECF CASE

**NOTICE OF  
PLAINTIFF'S MOTION  
FOR VOLUNTARY  
DISMISSAL WITHOUT  
PREJUDICE AND  
WITHOUT NOTICE**

PLEASE TAKE NOTICE that upon (i) the accompanying Declaration of Robert I. Harwood, dated December 7, 2009, (ii) the Memorandum of Law in Support of Plaintiff's Motion For Voluntary Dismissal Of Action Without Prejudice And Without Notice, and (iii) all prior pleadings and proceedings had herein, plaintiff hereby moves pursuant to Rules 23.1(c) and 41(a)(1)(A)(i) of the Federal Rules of Civil Procedure to dismiss the above-captioned action without prejudice and without notice to the shareholders of CIT Group Inc.

Dated: December 7, 2009

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